

HOUSE JOURNAL

SEVENTY-FIFTH LEGISLATURE, REGULAR SESSION

PROCEEDINGS

TWENTY-NINTH DAY — WEDNESDAY, MARCH 5, 1997

The house met at 10 a.m. and was called to order by the speaker.

The roll of the house was called and a quorum was announced present (Record 31).

Present — Mr. Speaker; Alexander; Allen; Alvarado; Averitt; Bailey; Berlanga; Bonnen; Bosse; Brimer; Burnam; Carter; Chavez; Chisum; Christian; Clark; Coleman; Cook; Corte; Counts; Crabb; Craddick; Cuellar; Culberson; Danburg; Davila; Davis; Delisi; Denny; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Farrar; Finnell; Flores; Gallego; Galloway; Garcia; Giddings; Glaze; Goodman; Goolsby; Gray; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Hartnett; Hawley; Heflin; Hernandez; Hightower; Hilbert; Hilderbran; Hill; Hinojosa; Hirschi; Hochberg; Hodge; Holzheuser; Horn; Howard; Hunter; Hupp; Isett; Jackson; Janek; Jones, D.; Jones, J.; Junell; Kamel; Keel; Keffer; King; Krusee; Kubiak; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McClendon; McReynolds; Moffat; Moreno; Mowery; Naishtat; Nixon; Oakley; Oliveira; Olivo; Palmer; Patterson; Pickett; Pitts; Place; Price; Puente; Rabuck; Ramsay; Rangel; Raymond; Reyna, A.; Reyna, E.; Rhodes; Rodriguez; Roman; Sadler; Seaman; Serna; Shields; Siebert; Smith; Smithee; Solis; Solomons; Staples; Stiles; Swinford; Talton; Telford; Thompson; Tillery; Torres; Turner, B.; Turner, S.; Uher; Van de Putte; Walker; West; Williams; Wilson; Wise; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbranek.

Absent — Merritt; Williamson.

The invocation was offered by William Blake Spencer, pastor, St. Andrews Presbyterian Church, San Antonio.

CAPITOL PHYSICIAN

The speaker recognized Representative Krusee who presented Dr. Daniel Voss of Georgetown as the "Doctor for the Day."

The house welcomed Dr. Voss and thanked him for his participation in the Physician of the Day Program sponsored by the Texas Academy of Family Physicians.

BILLS AND RESOLUTIONS SIGNED BY THE SPEAKER

Notice was given at this time that the speaker had signed bills and resolutions in the presence of the house (see the addendum to the daily journal, Signed by the Speaker, Senate List No. 3).

MESSAGE FROM THE SENATE

A message from the senate was received at this time (see the addendum to the daily journal, Messages from the Senate, Message No. 1).

(Wilson in the chair)

(Speaker in the chair)

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business:

Swinford on motion of Chisum.

HR 292 - ADOPTED

(by Brimer)

Representative Brimer moved to suspend all necessary rules to take up and consider at this time **HR 292**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 292, Recognizing March 5, 1997, as Farmers Insurance Group Day at the Capitol.

HR 292 was read and was adopted without objection.

On motion of Representative Culberson, the names of all the members of the house were added to **HR 292** as signers thereof.

HCR 105 - ADOPTED

(by Place)

Representative Place moved to suspend all necessary rules to take up and consider at this time **HCR 105**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HCR 105, Designating March 5, 1997, as Comanche County Day at the Capitol.

HCR 105 was read and was adopted without objection.

LEAVE OF ABSENCE GRANTED

The following member was granted leave of absence for the remainder of today because of important business:

Price on motion of Stiles.

HR 219 - ADOPTED

(by Nixon)

Representative Nixon moved to suspend all necessary rules to take up and consider at this time **HR 219**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 219, Commending the participants in Representative Joe Nixon's Capitol Scholars Program.

HR 219 was read and was adopted without objection.

(Merritt now present)

HR 288 - ADOPTED
(by Longoria)

Representative Longoria and the Bexar County delegation moved to suspend all necessary rules to take up and consider at this time **HR 288**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 288, Recognizing the Honorable Frank Tejada for his years of community service.

HR 288 was read and was unanimously adopted by a rising vote.

On motion of Representative A. Reyna, the names of all the members of the house were added to **HR 288** as signers thereof.

HR 275 - ADOPTED
(by McClendon)

Representative McClendon moved to suspend all necessary rules to take up and consider at this time **HR 275**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 275, In memory of Virginia Cox Obriotti.

HR 275 was read and was unanimously adopted by a rising vote.

On motion of Representative Hernandez, the names of all the members of the house were added to **HR 275** as signers thereof.

HCR 107 - ADOPTED
(by Ramsay)

Representative Ramsay moved to suspend all necessary rules to take up and consider at this time **HCR 107**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HCR 107, Declaring March 5, 1997, as Mount Vernon/Franklin County Day at the State Capitol.

HCR 107 was read and was adopted without objection.

HR 206 - ADOPTED
(by Woolley, Nixon, and Culberson)

Representative Woolley moved to suspend all necessary rules to take up and consider at this time **HR 206**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 206, Honoring the members of the Magic Circle Republican Women's Club.

HR 206 was read and was adopted without objection.

HR 221 - ADOPTED
(by Madden)

Representative Madden moved to suspend all necessary rules to take up and consider at this time **HR 221**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 221, Recognizing February 28, 1997, as Taiwan Peace Day.

HR 221 was adopted without objection.

HR 278 - ADOPTED
(by Wilson)

Representative Wilson moved to suspend all necessary rules to take up and consider at this time **HR 278**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 278, Recognizing March 4 and 5, 1997, as Delta Days at the State Capitol in honor of the members and officers of Delta Sigma Theta Sorority, Incorporated.

HR 278 was read and was adopted without objection.

INTRODUCTION OF GUESTS

The speaker recognized Representative Wilson, who introduced members of the Delta Sigma Theta Sorority.

HR 290 - ADOPTED
(by Palmer)

Representative Palmer moved to suspend all necessary rules to take up and consider at this time **HR 290**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 290, Congratulating Joseph E. Lechler on the occasion of his 90th birthday.

HR 290 was adopted without objection.

HR 291 - ADOPTED
(by Palmer)

Representative Palmer moved to suspend all necessary rules to take up and consider at this time **HR 291**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 291, Congratulating Joe and Hope Vargas on their 50th wedding anniversary.

HR 291 was adopted without objection.

HR 130 - ADOPTED
(by Seaman)

Representative Seaman moved to suspend all necessary rules to take up and consider at this time **HR 130**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 130, Congratulating the Ganado High School Indians football team on its outstanding season.

HR 130 was adopted without objection.

HR 131 - ADOPTED
(by Seaman)

Representative Seaman moved to suspend all necessary rules to take up and consider at this time **HR 131**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 131, In memory of Harry Lee Hafernick.

HR 131 was unanimously adopted by a rising vote.

HR 167 - ADOPTED
(by Seaman)

Representative Seaman moved to suspend all necessary rules to take up and consider at this time **HR 167**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 167, In memory of Ralph Burgess.

HR 167 was unanimously adopted by a rising vote.

HCR 114 - ADOPTED
(by Berlanga)

Representative Berlanga moved to suspend all necessary rules to take up and consider at this time **HCR 114**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HCR 114, Designating March 5, 1997, as Diabetes Day in Texas.

HCR 114 was read and was adopted without objection.

On motion of Representative Serna, the names of all the members of the house were added to **HCR 114** as signers thereof.

HR 202 - ADOPTED
(by Clark, et al.)

Representative Clark moved to suspend all necessary rules to take up and consider at this time **HR 202**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 202, Honoring the teachers of Sacred Heart School in Muenster.

HR 202 was adopted without objection.

HCR 15 - ADOPTED
(by West)

Representative West moved to suspend all necessary rules to take up and consider at this time **HCR 15**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HCR 15, In memory of William Miller "Bill" Holm.

HCR 15 was unanimously adopted by a rising vote.

HR 217 - ADOPTED
(by Counts, et al.)

Representative Counts moved to suspend all necessary rules to take up and consider at this time **HR 217**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 217, Welcoming the Texas Midwest Community Network group on the occasion of their visit to the State Capitol.

HR 217 was read and was adopted without objection.

On motion of Representative B. Turner, the names of all the members of the house were added to **HR 217** as signers thereof.

REGULAR ORDER OF BUSINESS SUSPENDED

On motion of Representative Uher and by unanimous consent, the reading and referral of bills was postponed until just prior to adjournment.

GENERAL STATE CALENDAR
HOUSE BILLS
THIRD READING

The following bills were laid before the house and read third time:

HB 485 ON THIRD READING
(by McClendon, et al.)

HB 485, A bill to be entitled An Act relating to requiring that an out-of-state inmate housed in a correctional facility in this state be returned to the sending state before the inmate's release from imprisonment.

A record vote was requested.

HB 485 was passed by (Record 32): 143 Yeas, 0 Nays, 2 Present, not voting.

Yeas — Alexander; Allen; Alvarado; Averitt; Bailey; Berlanga; Bonnen; Bosse; Brimer; Burnam; Carter; Chavez; Chisum; Christian; Clark; Coleman; Cook; Corte; Counts; Crabb; Craddock; Cuellar; Culberson; Danburg; Davila; Davis; Delisi; Denny; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Farrar; Finnell; Flores; Gallego; Galloway; Garcia; Giddings; Glaze; Goodman; Goolsby; Gray; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Hartnett; Hawley; Heflin; Hernandez; Hightower; Hilbert; Hilderbran; Hill; Hinojosa; Hirschi; Hochberg; Hodge; Holzheuser; Horn; Howard; Hunter; Hupp; Isett; Jackson; Janek; Jones, D.; Jones, J.; Junell; Keel; Keffer; King; Krusee; Kubiak; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McClendon; McReynolds; Merritt; Moffat; Moreno; Mowery; Naishtat; Oakley; Oliveira; Olivo; Palmer; Patterson; Pickett; Pitts; Place; Puente; Rabuck; Ramsay; Rangel; Raymond; Reyna, A.; Reyna, E.; Rhodes; Rodriguez; Roman; Sadler; Seaman; Serna; Shields; Siebert; Smith; Smithee; Solis; Solomons; Staples; Stiles; Talton; Telford; Thompson; Tillery; Torres; Turner, B.; Turner, S.; Uher; Van de Putte; Walker; West; Williams; Wilson; Wise; Wolens; Woolley; Yarbrough; Zbranek.

Present, not voting — Mr. Speaker(C); Wohlgemuth.

Absent, Excused — Price; Swinford.

Absent — Kamel; Nixon; Williamson.

STATEMENT OF VOTE

I was shown voting present, not voting on Record No. 32. I intended to vote yes.

Wohlgemuth

HB 1155 ON THIRD READING
(by Hightower)

HB 1155, A bill to be entitled An Act relating to the continuation and functions of the Criminal Justice Policy Council.

HB 1155 was passed. (Horn, E. Reyna, and Talton recorded voting no)

HB 432 ON THIRD READING
(by Place, Greenberg, et al.)

HB 432, A bill to be entitled An Act relating to the ineligibility of certain inmates for release on mandatory supervision.

A record vote was requested.

HB 432 was passed by (Record 33): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Alexander; Allen; Alvarado; Averitt; Bailey; Berlanga; Bonnen; Bosse; Brimer; Burnam; Carter; Chavez; Chisum; Christian; Clark; Coleman; Cook; Corte; Counts; Crabb; Craddick; Cuellar; Culberson; Danburg; Davila; Davis; Delisi; Denny; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Farrar; Finnell; Flores; Gallego; Galloway; Garcia; Giddings; Glaze; Goodman; Goolsby; Gray; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Hartnett; Hawley; Heflin; Hernandez; Hightower; Hilbert; Hilderbran; Hill; Hinojosa; Hirschi; Hochberg; Hodge; Holzheuser; Horn; Howard; Hunter; Hupp; Isett; Jackson; Janek; Jones, D.; Jones, J.; Junell; Keel; Keffer; King; Krusee; Kubiak; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McClendon; McReynolds; Merritt; Moffat; Moreno; Mowery; Naishtat; Nixon; Oakley; Oliveira; Olivo; Palmer; Patterson; Pickett; Pitts; Place; Puente; Rabuck; Ramsay; Rangel; Raymond; Reyna, A.; Reyna, E.; Rhodes; Rodriguez; Roman; Sadler; Seaman; Serna; Shields; Siebert; Smith; Smithee; Solis; Solomons; Staples; Stiles; Talton; Telford; Thompson; Tillery; Torres; Turner, B.; Turner, S.; Uher; Van de Putte; Walker; West; Williams; Wilson; Wise; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbranek.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Price; Swinford.

Absent — Kamel; Williamson.

HB 368 ON THIRD READING (by McCall, Greenberg, et al.)

HB 368, A bill to be entitled An Act relating to the statute of limitations for misappropriation of trade secrets.

A record vote was requested.

HB 368 was passed by (Record 34): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Alexander; Allen; Alvarado; Averitt; Bailey; Berlanga; Bonnen; Bosse; Brimer; Burnam; Carter; Chavez; Chisum; Christian; Clark; Coleman; Cook; Corte; Counts; Crabb; Craddick; Cuellar; Culberson; Danburg; Davila; Davis; Delisi; Denny; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Farrar; Finnell; Flores; Gallego; Galloway; Garcia; Giddings; Glaze; Goodman; Goolsby; Gray; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Hartnett; Hawley; Heflin; Hernandez; Hightower; Hilbert; Hilderbran; Hill; Hinojosa; Hirschi; Hochberg; Hodge; Holzheuser; Horn; Howard; Hunter; Hupp; Isett; Jackson; Janek; Jones, D.; Jones, J.; Junell; Keel; Keffer; King; Krusee; Kubiak; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McClendon; McReynolds; Merritt; Moffat; Moreno; Mowery; Naishtat; Nixon; Oakley; Oliveira; Olivo; Palmer; Patterson; Pickett; Pitts; Place; Puente; Rabuck; Ramsay; Rangel; Raymond; Reyna, A.; Reyna, E.; Rhodes; Rodriguez; Roman; Sadler; Seaman; Serna; Shields; Siebert; Smith; Smithee; Solis; Solomons; Staples; Stiles; Talton; Telford; Thompson; Tillery; Torres; Turner, B.; Turner, S.; Uher; Van de Putte; Walker; West; Williams; Wilson; Wise; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbranek.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Price; Swinford.

Absent — Kamel; Williamson.

HB 338 ON THIRD READING
(by Ramsay)

HB 338, A bill to be entitled An Act relating to the election of directors of the Franklin County Water District.

A record vote was requested.

HB 338 was passed by (Record 35): 145 Yeas, 0 Nays, 1 Present, not voting.

Yeas — Alexander; Allen; Alvarado; Averitt; Bailey; Berlanga; Bonnen; Bosse; Brimer; Burnam; Carter; Chavez; Chisum; Christian; Clark; Coleman; Cook; Corte; Counts; Crabb; Craddick; Cuellar; Culberson; Danburg; Davila; Davis; Delisi; Denny; Driver; Dukes; Dunnam; Dutton; Edwards; Ehrhardt; Eiland; Elkins; Farrar; Finnell; Flores; Gallego; Galloway; Garcia; Giddings; Glaze; Goodman; Goolsby; Gray; Greenberg; Grusendorf; Gutierrez; Haggerty; Hamric; Hartnett; Hawley; Heflin; Hernandez; Hightower; Hilbert; Hilderbran; Hill; Hinojosa; Hirschi; Hochberg; Hodge; Holzheuser; Horn; Howard; Hunter; Hupp; Isett; Jackson; Janek; Jones, D.; Jones, J.; Junell; Keel; Keffer; King; Krusee; Kubiak; Kuempel; Lewis, G.; Lewis, R.; Longoria; Luna; Madden; Marchant; Maxey; McCall; McClendon; McReynolds; Merritt; Moffat; Moreno; Mowery; Naishtat; Nixon; Oakley; Oliveira; Olivo; Palmer; Patterson; Pickett; Pitts; Place; Puente; Rabuck; Ramsay; Rangel; Raymond; Reyna, A.; Reyna, E.; Rhodes; Rodriguez; Roman; Sadler; Seaman; Serna; Shields; Siebert; Smith; Smithee; Solis; Solomons; Staples; Stiles; Talton; Telford; Thompson; Tillery; Torres; Turner, B.; Turner, S.; Uher; Van de Putte; Walker; West; Williams; Wilson; Wise; Wohlgemuth; Wolens; Woolley; Yarbrough; Zbranek.

Present, not voting — Mr. Speaker(C).

Absent, Excused — Price; Swinford.

Absent — Kamel; Williamson.

HB 581 ON THIRD READING
(by Eiland)

HB 581, A bill to be entitled An Act relating to the correction of an ad valorem tax appraisal roll.

Amendment No. 1

Representative Eiland offered the following amendment to **HB 581**:

Amend **HB 581** (Second Reading Engrossment) as follows:

On page 1, in Section 1 of the bill, in Section 25.25(b), Tax Code, immediately after "tax liability.", add the following:

Before the 10th day after the end of each calendar quarter, the chief appraiser shall submit to the appraisal review board and to the board of directors of the appraisal district a written report of each change made under this subsection

that decreases the tax liability of the owner of the property. The report must include:

- (1) a description of each property; and
- (2) the name of the owner of that property.

Amendment No. 1 was adopted without objection.

HB 581, as amended, was passed. (Danburg recorded voting no)

**HR 289 - ADOPTED
(by Coleman)**

Representative Coleman moved to suspend all necessary rules to take up and consider at this time **HR 289**.

The motion prevailed without objection.

The speaker laid before the house the following resolution:

HR 289, Welcoming Senator D. Klaus Franke, of the Berlin Parliament, and Alfons Schops, executive director of the Partnership of Parliaments, on the occasion of their visit to the State Capitol.

HR 289 was read and was adopted without objection.

INTRODUCTION OF GUESTS

The speaker recognized Representative Coleman, who introduced the Honorable D. Klaus Franke and Alfons Schops.

COMMITTEE MEETING ANNOUNCEMENTS

The following committee meetings were announced:

Select Committee on Revenue and Public Education Funding, 5 p.m. today, E2.036, Capitol Extension.

Select Committee on Revenue and Public Education Funding, one hour after adjournment Thursday, March 6, E2.036, Capitol Extension.

Criminal Jurisprudence, Subcommittee on Procedure, 4 p.m. today, E1.014, Capitol Extension, to consider **HB 749**.

**PROCLAMATION BY THE GOVERNOR
OF THE STATE OF TEXAS**

The speaker laid before the house and had read the following proclamation by the governor:

TO ALL TO WHOM THESE PRESENTS SHALL COME:

TO THE MEMBERS OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE SEVENTY-FIFTH LEGISLATURE, IN REGULAR SESSION:

Pursuant to Article III, Section 5, of the Texas Constitution, I, George W. Bush, Governor of the State of Texas, submit the following emergency matter for immediate consideration by the 75th Legislature, now convened:

Relating to an appropriation of funds from the Temporary Assistance for Needy Families federal block grant to the Texas Workforce Commission for the purpose of providing services in the Job Opportunity and Basic Skills (JOBS) program and related transportation expenses of program participants;

Relating to an appropriation of funds from the Temporary Assistance for Needy Families federal block grant to the Employees Retirement System and the Texas Comptroller of Public Accounts for the payment of employee benefit costs associated with the implementation of the proposed appropriation referenced in the preceding paragraph;

Relating to an appropriation of funds from the general revenue fund to the Texas Attorney General for the purpose of payment of worker's compensation benefits, resolving a cash-flow shortfall, and providing for reimbursement to the general revenue fund; and

Relating to authorizing the Telecommunications Infrastructure Fund Board to pay salaries of employees during the current fiscal biennium.

IN TESTIMONY WHEREOF, I have hereunto signed my name officially and have caused the Seal of the State to be affixed hereto at my Office in the City of Austin, this the 4th day of March, 1997.

George W. Bush
Governor of Texas

(SEAL)

Antonio O. Garza, Jr.
Secretary of State

PROVIDING FOR ADJOURNMENT

Representative Kuempel moved that, at the conclusion of the reading of bills and resolutions on first reading and referral to committees, the house adjourn until 10 a.m. tomorrow.

The motion prevailed without objection.

BILLS AND JOINT RESOLUTIONS ON FIRST READING AND REFERRAL TO COMMITTEES RESOLUTIONS REFERRED TO COMMITTEES CORRECTIONS IN REFERRAL

Bills and joint resolutions were at this time laid before the house, read first time, and referred to committees. Resolutions were at this time laid before the house and referred to committees. Pursuant to Rule 1, Section 4, of the House Rules, the chair at this time corrected the referral of measures to committees. (See the addendum to the daily journal, Referred to Committees, List No. 1.)

ADJOURNMENT

In accordance with a previous motion, the house, at 11:29 a.m., adjourned until 10 a.m. tomorrow.

ADDENDUM

REFERRED TO COMMITTEES

The following bills and joint resolutions were today laid before the house, read first time, and referred to committees, and the following resolutions were today laid before the house and referred to committees. If indicated, the chair today corrected the referral of the following measures:

List No. 1

HB 1957 (by Walker), Relating to the office hours of a school district election authority during an election period.

To Public Education.

HB 1958 (by Hawley), Relating to the imposition, collection, and administration of LPG delivery fees.

To Energy Resources.

HB 1959 (by Hawley), Relating to the continuing education requirements for a medical radiologic technologist.

To Public Health.

HB 1960 (by Howard), Relating to abolishing the pollution prevention council.

To Environmental Regulation.

HB 1961 (by Howard and Coleman), Relating to the transfer of certain state property from the Texas Department of Transportation to certain governmental entities.

To Land & Resource Management.

HB 1962 (by Howard), Relating to alternative dispute resolution systems established by counties.

To Civil Practices.

HB 1963 (by Hirschi), Relating to dedicating interest earned on trust accounts of title insurance companies to the housing trust fund.

To Insurance.

HB 1964 (by Puente), Relating to the retirement system for fire fighters and police officers in certain municipalities.

To Pensions & Investments.

HB 1965 (by Kuempel), Relating to the creation of the constitutional office of criminal district attorney of Comal County, to the abolition of the office of the county attorney in Comal County, and to the abolition of the office of the district attorney for the 22nd Judicial District.

To Judicial Affairs.

HB 1966 (by Madden), Relating to certain election procedures.

To Elections.

HB 1967 (by Madden, B. Turner, Hupp, and Isett), Relating to certain voting procedures for members of the armed forces of the United States.

To Elections.

HB 1968 (by Garcia), Relating to punishing as contempt the violation of a condition of a peace bond.

To Criminal Jurisprudence.

HB 1969 (by Garcia), Relating to limits on certain political contributions and direct campaign expenditures; providing criminal penalties.

To Elections.

HB 1970 (by Garcia), Relating to the joint liability of certain defendants in civil actions for the provision, sale, or service of an alcoholic beverage to an intoxicated person.

To Civil Practices.

HB 1971 (by Marchant), Relating to usury and the regulation of lenders.

To Financial Institutions.

HB 1972 (by Hirschi), Relating to the requirement that the Sunset Advisory Commission review certain tax exemptions.

To State Affairs.

HB 1973 (by Hirschi), Relating to the creation of an address confidentiality program to assist victims of violent crime in maintaining confidential addresses; providing a criminal penalty.

To Criminal Jurisprudence.

HB 1974 (by McCall, Madden, and Denny), Relating to the payment of a supplemental salary to the district judges in Collin County and validation of certain prior acts of the commissioners court.

To Judicial Affairs.

HB 1975 (by Smithee), Relating to the examination of certain insurance companies.

To Insurance.

HB 1976 (by Smithee), Relating to financial solvency requirements for certain property and casualty insurers.

To Insurance.

HB 1977 (by Smithee), Relating to risk limitations for certain insurance companies.

To Insurance.

HB 1978 (by Hinojosa), Relating to certain procedures concerning an eviction action.

To Business & Industry.

HB 1979 (by Howard), Relating to the selection of the chairman of the juvenile board in Fort Bend County.

To Juvenile Justice & Family Issues.

HB 1980 (by Danburg), Relating to creating an offense for the unlawful transfer of a handgun at a gun show.

To Public Safety.

HB 1981 (by Danburg), Relating to the punishment prescribed for unlawful carrying of a handgun.

To Public Safety.

HB 1982 (by Danburg, J. Jones, Rhodes, et al.), Relating to change of a customer's telecommunications provider; providing a civil penalty.
To State Affairs.

HB 1983 (by Danburg, et al.), Relating to consumer information about pricing and production of electricity.
To State Affairs.

HB 1984 (by Coleman), Relating to the admission of certain persons into the public schools of a school district.
To Public Education.

HB 1985 (by Coleman), Relating to the consolidation of administrative support functions of state agencies through the use of franchising.
To State Affairs.

HB 1986 (by Coleman), Relating to surrogate parents for certain public school students.
To Public Education.

HB 1987 (by Goolsby), Relating to counseling and education programs for certain persons in a suit for divorce or a suit affecting the parent-child relationship.
To Juvenile Justice & Family Issues.

HB 1988 (by Hirschi, et al.), Relating to monitoring of compliance with and enforcement of environmental laws by the Texas Natural Resource Conservation Commission and reporting on enforcement actions.
To Environmental Regulation.

HB 1989 (by Rangel), Relating to college student exchange programs with other nations.
To Higher Education.

HB 1990 (by Naishtat, et al.), Relating to advocates for survivors of sexual assault and to confidential communications; providing a criminal penalty.
To Public Health.

HB 1991 (by Wise), Relating to the statute of limitations for purposes of prosecutions of certain sexual offenses committed against children.
To Criminal Jurisprudence.

HB 1992 (by Wise), Relating to the manner in which the videotaping of or the broadcasting by closed circuit television of the testimony of a child who is the victim of or witness to an alleged offense is conducted.
To Criminal Jurisprudence.

HB 1993 (by Wise), Relating to reporting child abuse.
To Juvenile Justice & Family Issues.

HB 1994 (by Wise), Relating to the payment of certain costs incurred in the investigation of criminal or injurious conduct.
To Criminal Jurisprudence.

HB 1995 (by Wise), Relating to the examination of certain children without consent.
To Juvenile Justice & Family Issues.

HB 1996 (by Wise), Relating to civil and criminal liability for failure to report child abuse.

To Juvenile Justice & Family Issues.

HB 1997 (by Wise), Relating to the definition of abuse of a child.

To Juvenile Justice & Family Issues.

HB 1998 (by R. Lewis), Relating to statewide water conservation initiatives.

To Natural Resources.

HB 1999 (by Merritt), Relating to the disposition of well-site equipment from a wellbore being placed in the Texas Experimental Resource and Recovery Activity.

To Energy Resources.

HB 2000 (by Oliveira), Relating to property tax abatements.

To Ways & Means.

HB 2001 (by Oliveira and Seaman), Relating to the enterprise zone program.

To Economic Development.

HB 2002 (by Berlanga, Dukes, McClendon, and Flores), Relating to computation of benefits payable by the Teacher Retirement System of Texas.

To Pensions & Investments.

HB 2003 (by Thompson), Relating to emergency intervention proceedings concerning a decedent's estate.

To Judicial Affairs.

HB 2004 (by Thompson), Relating to the procedures for and administration of guardianships.

To Judicial Affairs.

HB 2005 (by Thompson), Relating to the possession of and access to grandchildren by grandparents.

To Juvenile Justice & Family Issues.

HB 2006 (by Thompson), Relating to the administration and operation of certain trusts.

To Judicial Affairs.

HB 2007 (by Thompson), Relating to the administration of a decedent's estate.

To Judicial Affairs.

HB 2008 (by Thompson), Relating to the enforcement of child support.

To Juvenile Justice & Family Issues.

HB 2009 (by Thompson), Relating to the administration of decedents' estates.

To Judicial Affairs.

HB 2010 (by Wilson and Chavez), Relating to prohibiting athletic scholarships or similar financial assistance at public institutions of higher education.

To Higher Education.

HB 2011 (by Patterson, Hilderbran, and Keel), Relating to the promotion of Texas agricultural products and the sale of wine; creating a vintner's permit; imposing a tax on the sale of wine; providing penalties.

To Agriculture & Livestock.

HB 2012 (by Hupp, Isett, et al.), Relating to the counting of certain early voting ballots cast by military voters.

To Elections.

HB 2013 (by Staples), Relating to contracts between municipal utility districts located in extraterritorial areas and municipalities.

To Land & Resource Management.

HB 2014 (by Janek), Relating to the practice of perfusion; and declaring an emergency.

To Public Health.

HB 2015 (by Burnam), Relating to the redesignation of certain articles of the Insurance Code.

To Insurance.

HB 2016 (by Burnam), Relating to certain procedures concerning landlords and tenants of residential real property.

To Business & Industry.

HB 2017 (by Maxey, et al.), Relating to telemedicine services provided under the Medicaid and Medicare programs.

To Public Health.

HB 2018 (by Maxey), Relating to the allocation of space to state agencies.

To Land & Resource Management.

HB 2019 (by Maxey), Relating to the state's purchasing of services for state agency clients.

To State Affairs.

HB 2020 (by Brimer, et al.), Relating to the regulation of the sale or distribution of cigarettes or tobacco products; providing penalties.

To State Affairs.

HB 2021 (by Christian), Relating to the operation of a motor home dealership by a motor home manufacturer.

To Transportation.

HB 2022 (by Dukes), Relating to the approval of subdivision plats by a county.

To Land & Resource Management.

HB 2023 (by Dukes), Relating to the approval of subdivision plats by a municipality.

To Land & Resource Management.

HB 2024 (by Dutton), Relating to permitting policyholder dividends for multiple lines of insurance.

To Insurance.

HB 2025 (by Pickett), Relating to the regulation of the sale and use of certain refrigerants; providing a criminal penalty.

To Licensing & Administrative Procedures.

HB 2026 (by Pickett), Relating to the prosecution of organized criminal activity.

To Criminal Jurisprudence.

HB 2027 (by Pickett), Relating to the standard applied to review on appeal of a verdict in a criminal proceeding.

To Criminal Jurisprudence.

HB 2028 (by Pickett), Relating to enforcement of vehicle weight and safety restrictions.

To Transportation

HB 2029 (by B. Turner), Relating to retirement because of disability under the Employees Retirement System of Texas.

To Pensions & Investments.

HB 2030 (by B. Turner), Relating to the availability of water or water systems as a requirement for the approval of certain subdivision plats.

To Land & Resource Management.

HB 2031 (by Gray), Relating to review of criminal history records of persons seeking educator certification or employment in a public school.

To Public Education.

HB 2032 (by Gray), Relating to notice in certain civil proceedings.

To Civil Practices.

HB 2033 (by Gray), Relating to coverage for services provided through telemedicine under certain health benefit plans.

To Insurance.

HB 2034 (by Gray), Relating to medically necessary health care under certain insurance laws.

To Insurance.

HB 2035 (by Merritt and Kamel), Relating to liability of employees of certain teen court programs.

To Civil Practices.

HB 2036 (by Van de Putte, Goodman, Gutierrez, Hilderbran, et al.), Relating to the transfer of child support enforcement duties from the Office of the Attorney General and the creation of the Texas Family Support Commission.

To Juvenile Justice & Family Issues.

HB 2037 (by R. Lewis), Relating to discontinuing boat and outboard motor franchise agreements.

To Civil Practices.

HB 2106 (by Woolley, Dutton, and Staples), Relating to contracts between municipal utility districts located in extraterritorial areas and municipalities.

To Land & Resource Management.

HB 2107 (by Woolley and Dutton), Relating to the provision of municipal services and the creation of special municipal districts in areas annexed on or after December 1, 1996, by certain municipalities.

To Land & Resource Management.

HR 281 (by Gallego), Recognizing Dorothy M. Leavitt for her 26 years of service with Sul Ross State University.

To Rules & Resolutions.

HR 282 (by Gallego), Congratulating Claudio and Edelmira Sotelo on their 40th wedding anniversary.

To Rules & Resolutions.

HR 283 (by Gallego), In memory of Stella C. Kelcy.

To Rules & Resolutions.

HR 284 (by Gallego), Congratulating Jesse and Mary Ancira on the birth of their daughter, Alexandria Michelle Ancira.

To Rules & Resolutions.

HR 285 (by Cook), Congratulating Joan and Jimmy David Miller, Jr., on the birth of their daughter, Elizabeth Daisy Miller.

To Rules & Resolutions.

SB 78 to Criminal Jurisprudence.

SB 160 to Criminal Jurisprudence.

SB 474 to Higher Education.

Corrections in Referral:

HB 1934 (by R. Lewis), Relating to contracts between municipal utility districts and municipalities.

To Land & Resource Management from Urban Affairs.

SIGNED BY THE SPEAKER

The following bills and resolutions were today signed in the presence of the house by the speaker:

Senate List No. 3

SCR 18

MESSAGES FROM THE SENATE

The following messages from the senate were today received by the house:

Message No. 1

MESSAGE FROM THE SENATE

SENATE CHAMBER

Austin, Texas

Wednesday, March 5, 1997

The Honorable Speaker of the House
House Chamber
Austin, Texas

Mr. Speaker:

I am directed by the Senate to inform the House that the Senate has taken the following action:

THE SENATE HAS PASSED THE FOLLOWING MEASURES:

HCR 108 Swinford SPONSOR: Bivins
Designating March 4, 1997, as Panhandle Day at the Capitol.

SB 150 Bivins
Relating to providing common undergraduate admission application forms for certain institutions of higher education.

SB 170 West, Royce
Relating to the rights of a victim of a delinquent child.

SB 291 Patterson, Jerry
Relating to the regulation of orthotists and prosthetists; providing a civil penalty.

SB 302 Brown
Relating to the prosecution of certain commercial bailees for the offense of misapplication of fiduciary property.

SB 420 Cain
Relating to the authority of certain counties to impose a county hotel occupancy tax.

SB 463 Brown
Relating to the designation of State Highway 6 as the Texas Korean War Veterans Memorial Highway.

SB 582 Ratliff
Relating to the application of the oil production tax to new or expanded enhanced recovery projects.

SCR 37 Bivins
Designating March 4, 1997, as Panhandle Day at the Capitol.

Respectfully,

Betty King
Secretary of the Senate

APPENDIX

STANDING COMMITTEE REPORTS

Favorable reports have been filed by committees as follows:

March 4

Natural Resources - **HB 56, HB 1016, HB 1081, HB 1154, HB 1190, SB 404**

SENT TO THE GOVERNOR

March 4 - **HCR 47**

RECOMMENDATIONS FILED WITH THE SPEAKER

February 7 - **HB 338, HB 706**